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FAIRS Export Certificate Report

Annual

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Report Highlights:

The report identifies export certificates issued by U.S. issuing authorities to comply with Canadian import standards and regulations or to attest that the product is subject to U.S. government regulation. It is intended as a supplement to the Food and Agricultural Importation Regulation Report (FAIRS) submitted in September 2008 as CA8055. For 2008, updates were made to the sections covering the Export Verification Certificate for Bison, Lamb and Goat meat and the Codex Committee on Food Import and Export Certification. A new hyperlink is provided for the NAFTA Certificate of Origin.

Includes PSD Changes: No
Includes Trade Matrix: No
Annual Report
Ottawa [CA1]
[CA]

Executive Summary

This report identifies export certificates issued by competent U.S. authorities to comply with Canadian import standards and regulations or to attest that the product is subject to U.S. government regulation. It is not intended as a compendium of Canadian import requirements but rather as a supplement to the Food and Agricultural Importation Regulation Report (FAIRS) submitted in September 2008 as CA8055. It was prepared by the Office of Agricultural Affairs of the USDA/Foreign Agricultural Service in Ottawa, Canada for U.S. exporters of domestic food and agricultural products. While every possible care was taken in the preparation of this report, information provided may not be completely accurate either because policies have changed since its preparation, or because clear and consistent information about these policies was not available. It is highly recommended that U.S. exporters verify the full set of import requirements with their foreign customers, who are normally best equipped to research such matters with local authorities, before any goods are shipped. FINAL IMPORT APPROVAL OF ANY PRODUCT IS SUBJECT TO THE IMPORTING COUNTRY'S RULES AND REGULATIONS AS INTERPRETED BY BORDER OFFICIALS AT THE TIME OF PRODUCT ENTRY.

Section I. List of All Export Certificates Required by Government

Product(s)	Name of Certificate	Purpose/Attestation	Issuing Authority	Authority Requiring Certificate	Legal Reference	Electronic Copy Attached
All	NAFTA Certificate of Origin CBP, form 434	To claim preferential tariff treatment	Bureau of Customs and Border Protection	CBSA	NAFTA	YES;
Bison/Buffalo	Export Verification Certificate	To attest to eligibility to export beef to Canada	AMS	CFIA	Meat Inspection Regulations	NO
Meat and Poultry Products	FSIS Form 9135-3, Certificate for Export of Meat and Poultry Products to Canada	Product Safety and Wholesomeness	FSIS	CFIA	Meat Inspection Regulations	NO
Live Animals, Honeybees	Zoosanitary Export Certificate; VS Form 17-140	Animal Health	APHIS	CFIA	Animal Health Regulations	NO
Plant and Plant Products	Phytosanitary Certificate PPQ Form 577	Plant Health, Freedom from Pests	APHIS	CFIA	Plant Health Regulations	YES
Fresh Apples, Onions, Potatoes	Fresh Fruit and Vegetable Inspection Certificate FV-300	Grading and Quality	AMS	CFIA	Fresh Fruit and Vegetable Regulations	YES
Fish and Seafood	NOAA Inspection Certificate	Vessel And Plant Sanitation, Product Inspection, Grading, Safety And Wholesomeness	NOAA	none	Voluntary	NO
Other Foods	FDA Cert. of Export	The Food is Regulated by FDA	FDA	Not a entry requirement	N/A	NO

Section II. Purpose of Specific Export Certificates

NAFTA Certificate of Origin

This is a trilaterally agreed upon form used by Canada, Mexico, and the United States to certify that goods qualify for the preferential tariff treatment accorded by NAFTA. The Certificate of Origin must be completed by the exporter. A sample is provided in Appendix I, and is available on the U.S. government export portal: <http://www.export.gov/>

USDA Export Verification (EV) Program for Bison, Lamb, and Goat

The EV certification provides the specified product requirements for marketing U.S. bison/buffalo and lamb and goat meat to Canada. The requirements apply to U.S. suppliers (slaughterers, fabricators, or processors) of bison, bison products and sheep and goats less than 12 months of age that are eligible for export to Canada as listed with the Food Safety and Inspection Service (FSIS). There is no longer an EV requirement for beef and beef products to Canada. Meat and meat products derived from these species must be produced under an approved Agriculture Marketing Service (AMS) EV program. The Audit, Review, and Compliance Branch of AMS has been assigned responsibility for reviewing and approving companies as eligible suppliers of meat and meat products under the USDA Export Verification (EV) Programs. Additional information about the EV program and a list of EV approved establishments can be obtained from the following websites:

<http://www.ams.usda.gov/AMSV1.0/ams.fetchTemplateData.do?template=TemplateP&navID=GradingCertificationandVerification&leftNav=GradingCertificationandVerification&page=LSEVProgram>

Meat and Poultry Export Certificate

FSIS Form 9135-3, Certificate for Export of Meat and Poultry Products to Canada certifies that U.S. meat and poultry exports to Canada meet the eligibility, safety and wholesomeness requirements laid out in the Canadian Meat Inspection regulations for imports of meat and poultry from the United States.

Zoosanitary Export Certificate

Is an animal health form certifying that certain live animals and bees meet the animal health import requirements of Canada. For further information, see the electronic Animal Products Manual of the Animal and Plant Health Inspection Service of USDA:

http://www.aphis.usda.gov/ppq/manuals/port/APM_Chapters.htm

Phytosanitary Certificate

A phytosanitary certificate certifies that the plants or plant products are free from quarantine pests, practically free from other injurious pests, and conform with the current phytosanitary regulations of Canada. For further information see the electronic manuals of the Animal and Plant Health Inspection Service (APHIS) of USDA:

http://www.aphis.usda.gov/ppq/manuals/online_manuals.htm

APHIS export certificates are available on the APHIS Export Services Program webpage in two categories, downloadable and viewable:

http://www.aphis.usda.gov/import_export/plants/plant_exports/export_certificates_forms.shtml

Fresh Fruit and Vegetable Inspection Certificate

AMS form FV-300 certifies that U.S. fresh apples, onions, or potatoes meet Canadian import standards for grade and quality established in the Canadian Fresh Fruit and Vegetable Regulations.

Section III. Specific Attestations Required on Export Certificates

The United States does not require phytosanitary export certification but provides the service, if requested. Plant Protection and Quarantine (PPQ) is the unit within the Animal and Plant Health Inspection Service (APHIS) that serves to assist exporters in meeting the plant quarantine import requirements of foreign countries.

Also: see tabulation of certificates on page 3.

Section IV. Government Certificate's Legal Entry Requirements**Export Certification Manual**

Serves as an operational reference to be used when inspecting and certifying plants and plant products offered for export and when issuing federal plant export certificates. Provides Authorized Certification Officials specific instructions on how to help exporters meet the plant quarantine import requirements of foreign countries. Updated 10/07/05.

For additional information on APHIS Export Certification services, go to the following APHIS webpage: http://www.aphis.usda.gov/import_export/plants/plant_exports/

Also: see tabulation of certificates on page 3

Section V. Other Certification/Accreditation Requirements

NOAA Inspection Certificate

The National Oceanic and Atmospheric Administration (NOAA) Seafood Inspection Program offers a variety of professional inspection services which ensure compliance with all applicable food regulations. In addition, product quality evaluation, grading and certification services on a product lot basis are also provided. Benefits include the ability to apply official marks, such as the U.S. Grade A, Processed Under Federal Inspection (PUFI) and Lot Inspection.

Food and Drug Administration

The U.S. Food and Drug Administration can issue a Certificate of Export, which will generally indicate that the product is regulated by the Food and Drug Administration (FDA) and that the product is not at this time the subject of any enforcement action by the FDA. Such certificates are neither guarantees nor a certification of the product's safety and quality. They are issued at the request of a domestic (U.S.) company.

FDA will issue Certificates assuming the product meets the requirements of 801(e) of the Federal Food, Drug, and Cosmetics Act as follows:

1. accords to the specifications of the foreign purchaser,
2. is not in conflict with the laws of the country to which it is intended for export,
3. is labeled on the outside of the shipping package that it is intended for export, and
4. the particular shipment is not sold or offered for sale in domestic commerce.

The U.S. Food and Drug Administration's Center for Food Safety and Applied Nutrition now has five offices that process requests for Certificates of Export. When mailing your request, include the specific office address as indicated below:

Office of Plant and Dairy Foods and Beverages, HFS-300
Or Office of Seafood, HFS-400

U.S. Food and Drug Administration
Center for Food Safety and Applied Nutrition
5100 Paint Branch Parkway
College Park, MD 20740-3835

For more information about FDA export certificates, go to the following FDA webpage:

<http://vm.cfsan.fda.gov/~lrd/certific.html>

Organic

Although the certification of organic foods is not currently a requirement for product entry, in December 2006, Canada announced the publication of Organic Products Regulations that will govern the use of a Canadian organic logo and set the certification requirements for domestic and imported organics foods. Under the current plan, the Canadian Food Inspection Agency expects to establish procedures by December 2008 whereby organic certification bodies (domestic and foreign) will attest that their products meet the national standards for organic food in Canada. USDA and CFIA have had discussions with the ultimate aim of achieving equivalency or mutual recognition of each other's organic regulations so that trade in organic products is not impeded by Canada's certification requirements when they go into effect in December 2008. For a comprehensive list of the USDA Accredited Certifying Agents and more information on USDA --Organic Export Certificates (TM-11) visit the USDA's National Organic Program website:

<http://www.ams.usda.gov/nop/CertifyingAgents/CertAgenthome.html>

Codex Committee on Food Import and Export Certification and Inspection Systems

The Codex Committee on Food Import and Export Certification and Inspection Systems is charged with developing principles and guidelines for food import and export certification and inspection systems. Included in the charge is the application of measures by competent authorities to provide assurance that foods comply with essential requirements. Recognition of quality assurance systems through the development of guidelines will help ensure that foods conform to the essential requirements. Food Import and Export Food Inspection and Certification Systems materials adopted by the Codex Alimentarius Commission are located in Volume 1A of the *Codex Alimentarius, General Requirements*.

The next meeting of the Codex Committee on Food Import and Export Certification and Inspection is currently scheduled for November 24-28, 2008 in Cebu, Philippines. Matters to be considered at that meeting include:

- Proposed draft Guidelines for the Conduct of Foreign Audit Team Inspections;
- Proposed draft Generic Template for Health Certificates;
- Discussion Paper on the Need for Guidance for National Food Inspection Systems;
- Discussion Paper on the Need for Guidance on Traceability/Product Tracing.

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For more information see:

http://www.fsis.usda.gov/regulations_&_policies/Codex_Committee_Import_Export/index.asp

Appendix I. Electronic Copy or Outline of Each Export Certificate

Samples of several export certificate forms are shown on the following pages.

U.S. DEPARTMENT OF HOMELAND SECURITY Bureau of Customs and Border Protection		OMB No. 1551-0048 <small>(See back of form for Paperwork Reduction Act notice.)</small>	
NORTH AMERICAN FREE TRADE AGREEMENT CERTIFICATE OF ORIGIN			
19 CFR 181.11, 181.22			
1. EXPORTER NAME AND ADDRESS		2. BLANKET PERIOD	
TAX IDENTIFICATION NUMBER:		FROM	
3. PRODUCER NAME AND ADDRESS		TO	
TAX IDENTIFICATION NUMBER:		4. IMPORTER NAME AND ADDRESS	
TAX IDENTIFICATION NUMBER:		TAX IDENTIFICATION NUMBER:	
5. DESCRIPTION OF GOODS	6. HS TARIFF CLASSIFICATION NUMBER	7. PREFERENCE CRITERION	8. PRODUCER
9. NET COST	10. COUNTRY OF ORIGIN		
<p>I CERTIFY THAT:</p> <ul style="list-style-type: none"> THE INFORMATION ON THIS DOCUMENT IS TRUE AND ACCURATE AND I ASSUME THE RESPONSIBILITY FOR PROVING SUCH REPRESENTATIONS. I UNDERSTAND THAT I AM LIABLE FOR ANY FALSE STATEMENTS OR MATERIAL OMISSIONS MADE ON OR IN CONNECTION WITH THIS DOCUMENT; I AGREE TO MAINTAIN AND PRESENT UPON REQUEST, DOCUMENTATION NECESSARY TO SUPPORT THIS CERTIFICATE, AND TO INFORM, IN WRITING, ALL PERSONS TO WHOM THE CERTIFICATE WAS GIVEN OF ANY CHANGES THAT COULD AFFECT THE ACCURACY OR VALIDITY OF THIS CERTIFICATE; THE GOODS ORIGINATED IN THE TERRITORY OF ONE OR MORE OF THE PARTIES, AND COMPLY WITH THE ORIGIN REQUIREMENTS SPECIFIED FOR THOSE GOODS IN THE NORTH AMERICAN FREE TRADE AGREEMENT AND UNLESS SPECIFICALLY EXEMPTED IN ARTICLE 411 OR ANNEX 401, THERE HAS BEEN NO FURTHER PRODUCTION OR ANY OTHER OPERATION OUTSIDE THE TERRITORIES OF THE PARTIES; AND 			
<p>THIS CERTIFICATE CONSISTS OF PAGES, INCLUDING ALL ATTACHMENTS.</p>			
11a. AUTHORIZED SIGNATURE		11b. COMPANY	
11c. NAME (PRINT TYPE)		11d. TITLE	
11e. DATE (MM/DD/YYYY)		11f. TELEPHONE NUMBER	
11g. FAX NUMBER		11h. E-MAIL ADDRESS	

CBP Form 434 (04/97)

Example: State Application for Inspection and Certification of Plants and Plant Products for Export

Montana Department of Agriculture Agricultural Sciences Division Field Services Bureau APPLICATION FOR INSPECTION AND CERTIFICATION OF PLANTS AND PLANT PRODUCTS FOR EXPORT		No Federal Phytosanitary Export Certificate can be issued until an application is completed (7 CFR 353).
1. NAME AND ADDRESS OF EXPORTER	2. NAME AND ADDRESS OF APPLICANT (or exporter's agent)	
3. NAME AND ADDRESS OF FOREIGN CONSIGNEE	4. PLACE WHERE ARTICLES WILL BE MADE AVAILABLE FOR INSPECTION AND/OR TREATMENT AND CERTIFICATION (Port and location)	
5. APPROX. DATE OF SHIPMENT	6. PORT OF EXPORT	
7. DESCRIPTION OF ARTICLES TO BE CERTIFIED		
8. QUANTITY AND NAME OF PRODUCE AND BOTANICAL NAME	9. NUMBER AND DESCRIPTION OF PACKAGES	
10. DISTINGUISHING MARKS	11. CERTIFIED ORIGIN	
12. TREATMENTS APPLIED TO COMMODITY (Must attach a statement of treatment)	13. IMPORT PERMIT NUMBER (Must attach copy of import permit with certified English translation)	
14. DECLARED MEANS OF CONVEYANCE	15. DECLARED POINT OF ENTRY	
I certify that the origin (place where grown) of the articles listed is as represented. 16. SIGNATURE (applicant or exporter's agent) _____ 17. DATE _____		
EXPORT INSPECTION DATA (To be filled in by Authorized Certification Official)		
18. LOCATION OF ARTICLES	19. VALUE OF ARTICLES <input type="checkbox"/> \$1000 OR LESS (If over \$1000, provide an invoice) <input type="checkbox"/> MORE THAN \$1000	20. AMOUNT CHARGED <input type="checkbox"/> \$25 <input type="checkbox"/> \$50
21. % OF MATERIALS EXAMINED	22. % OF MATERIALS EXPORTED	
23. FINDINGS AND/OR TREATMENT ENTRY (Use reverse if necessary)		
24. SIGNATURE	25. DATE AND TIME INSPECTED	

ASD-P50 PC Application Form
(Mar 04)
(previous editions may not be used)